

of the town, have all the power, jurisdiction and authority of a justice of the peace to preserve and keep the peace, to issue process, to hear and determine all causes of action which may arise upon the ordinances or regulations of the town, to enforce penalties by issuing execution upon any adjudged violation thereof, and to execute the by-laws, rules and regulations made by the board of aldermen. The mayor shall further be a special court within the corporate limits of the town, to have arrested and try all persons who are charged with a misdemeanor for violating any ordinance of the town, and if the accused shall be found guilty he shall be fined, at the discretion of the court or mayor, not exceeding fifty dollars or imprisoned not exceeding thirty days.

Mayor made
special court.

SEC. 8. That any person violating any ordinance of the town shall be deemed guilty of a misdemeanor, but the punishment thereof shall not exceed a fine of fifty dollars or imprisonment at labor on the streets for thirty days.

Violation of town
ordinance a misde-
meanor.
Penalty.

SEC. 9. The mayor may issue his precepts to any regular policeman or town marshal, who shall execute the same anywhere in the corporate limits of the town of Marshall in Madison County, or to such other officer to whom a justice of the peace may direct his precept. An endorsement by the mayor or court of the name of a witness upon a summons or warrant shall be authority for the officer to execute the same.

Mayor to issue
precepts.

SEC. 10. That any regular policeman or town marshal arresting any person or persons for a violation of any of the ordinances of the town shall have the right to commit such person or persons to the town or county prison for as early trial as practicable.

Persons committed
for trial.

SEC. 11. That the board of aldermen, or the board of internal improvements hereinafter provided for, shall have power to lay out and open any new street or streets within the corporate limits of the town whenever by them or either of the said boards deemed necessary; and they shall have power at any time to widen, enlarge, change, extend or discontinue any street or streets or any part thereof within the corporate limits of the town, and shall have full power and authority to condemn and appropriate any land or lands necessary for any of the purposes named in this section, upon making a reasonable compensation to the owner or owners thereof; but in case the owner of said land sought to be condemned or appropriated for the public use by the board of aldermen or the board of internal improvements and the said board cannot agree as to the compensation, then the matter shall be referred to arbitration, each party choosing one, who shall be a freeholder and a citizen of the town; and in case the owner of the land shall refuse to choose such arbitrator, then the mayor shall in his stead choose one for him, and in case the two chosen as aforesaid cannot agree they shall select an umpire, whose duty it shall be to examine the land sought to be condemned and ascertain the damages that will be sustained by and the benefits accru-

Powers of board of
aldermen or of in-
ternal improve-
ments over streets.

Procedure for con-
demnation of land.